

In re Andersen et al.
Application No. 10/649,386

Page 5 of 6
6150.210-US

REMARKS

Claims 1-8 are hereby cancelled, without prejudice or disclaimer. New claims 9-28, which are directed to additional aspects of Applicants' invention, are hereby added so as to redirect prosecution of this patent application in view of the assignees changing business priorities. Applicants reserve the right to pursue claims 1-8 or similar claims in this or a related application in the future.

New claims 9-28 find support in the originally filed specification and claims. No new matter is added.

The Office Action of May 25, 2004, entered a three-way restriction requirement and requirement for an election of species. In view of the cancellation of claims 1-8, these matters are now moot.

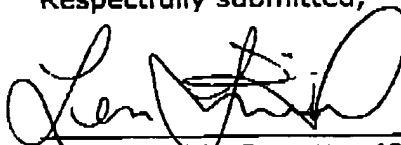
The Office Action also rejected claims 1 and 3-8 under 35 USC § 112, second paragraph, as allegedly indefinite; under 35 USC § 102(b) as allegedly anticipated by US Patent 5,723,616 (Houghton) and (separately) by US Patent 5,767,124 (Draper); and under 35 USC § 103(a) as allegedly obvious over the Draper '124 patent in view of the Houghton '616 patent. The claim amendments also are believed to render these rejections moot. Accordingly, these rejections are not further addressed here (although Applicants do not concede that such rejections were correct).

In view of the above, it is respectfully submitted that all claims are in condition for allowance. Early action to that end is respectfully requested. The Commissioner is hereby authorized to charge any fees in connection with this application and to credit any overpayments to Deposit Account No. 14-1447. If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of this application, the Examiner is invited to call the undersigned attorney.

In re Andersen et al.
Application No. 10/649,386

Page 6 of 6
6150.210-US

Respectfully submitted,



Date: September 23, 2004

Len S. Smith, Reg. No. 43,139
Novo Nordisk Pharmaceuticals, Inc.
100 College Road West
Princeton, NJ 08540
(609) 987-5800

Please use the following customer number for all correspondence regarding this application.
23650
PATENT TRADEMARK OFFICE